

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired) - Departmental Proceedings under Rule 9 of A.P. Revised Pension Rules, 1980 - Article of Charges - Issued.

HOME (SERVICES-I) DEPARTMENT

G.O.Rt.No. 1651

Dated: 03/08/2013

Read:-

G.O.Ms.No. , Home (Services-I) Department, dated: 03/08/2013

0-0-0

ORDER:

In pursuance of the sanction accorded by the Government under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the A.P. Revised Pension Rules, 1980 for initiating departmental proceedings against Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), vide G.O. read above, it is proposed to hold an inquiry against him in accordance with the procedure laid down in Rule 20 of the A.P.C.S. (CC& A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held and statement of imputations of misconduct or misbehaviour in support of the article of charges are set out in the article of charge enclosed (Annexure-I & II). Copies of documents by which, and a list of witnesses including statement of witnesses if any, by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), shall appear before the Principal Secretary to Government, Home Department within **(10) days** from the date of receipt of this order and submit his written statement of defence and state whether he desires to be heard in person.

4. Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), is further informed that if he does not submit his written statement of defence and failed to appear in person before the disciplinary authority within the time stated in para-3 above, further action will be taken ex-parte, based on the material available on record.

6. Attention of Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), is invited to Rule 24 of A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these

proceedings it will be presumed that Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem,
West Godavari District (now retired),
through Director General of Police, A.P. Hyderabad (w.e)

Copy to:

The Director General of Police, A.P. Hyderabad.
with a request to cause its service on Charged Officer and obtain
his dated acknowledgement on duplicate copy and return it to Govt.

SF/SC

// FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE - I

Statement of Article of Charges framed against Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired),

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Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), during his tenure at Jangareddygudem with effect from 22.07.2007 to 31.03.2009 has exhibited reprehensible conduct in giving instructions to the investigating officers in Cr.No.11/2007 u/s 174 Cr.P.C., altered to 302 IPC of Jangareddygudem PS to prepare false records to implicate an innocent person Daggumilli Ganga Raju Challavarigudem (v) in a Murder case.

Thus, this action of Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired), shows his negligence contravening rule 3 of APCS (Conduct) Rules, 1964. Hence the charge.

ANNEXURE - II

Statement of imputations of misconduct or misbehaviour in support of the Article of Charges framed against Sri G.Basava Purnaiah, (f) SDPO, Jangareddygudem, West Godavari District (now retired).

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One Sri Ch. Ram Babu, Inspector of Police, VR, West Godavari District, Eluru, who previously worked as SI of Police, Jangareddygudem PS was placed under suspension vide R.O.No.433/2009 (C.No.182/P/2009) dated 07.12.2009 of D.I.G., Eluru Range for exhibiting reprehensible conduct for falsely implicating an innocent person viz., Duggumilli Ganga Raju, of Challavarigudem (v) as an accused in Cr.No.11/2007 of Jangareddygudem PS by altering Sec.174 Cr.P.C., to 302 IPC through the death is suicidal and for arresting him without any material on record and for conducting perfunctory investigation in this case. He was subsequently released from suspension vide R.O.No.16/2010 (c.No.182/P/2009) dated 22.01.2010 of DIG, Eluru Range without prejudice to the Oral Enquiry pending against him.

Sri S.Mahavachary, the then Addl., Superintendent of Police, West Godavari District, Eluru who conducted Preliminary Enquiry and submitted his report dated 10.12.2009 stating that, on perusal of the G.C.R.No.14/SDO.J/2007, dated 01.10.2007 submitted by Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem, it was observed that in the critical analysis of evidence, the SDPO repeated the version written by the Investigating Officer, i.e., Sri Ch.Ram Babu, the then SI of Police, Jangareddygudem PS.

The preliminary Enquiry Officer further observed that the role of the above SDPO, Jangareddygudem, is found to be not in fair manner. Though the investigating officer arrested Daggumilli Ganga Raju on 11.04.2007 itself, Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem, gave instruction to the Inspector of Police, Jangareddygudem Circle on 29.07.2007 vide Memop.No.347/SDO.J/GL/2007 to verify the complicity of Dr.Mandava Bheemeswara Rao in this case without any documentary or circumstantial evidence available against him.

The preliminary Enquiry Officer further observed that as seen from the statements of Dr.Mandava Bheemeswara Rao and Mandava Nageswara Rao, it clearly came to light that Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem demanded them to

sent an amount of Rs.2.00 lakhs as bribed to help them in this case. On their refusal to give bribe, the SDPO, Sri G.Basava Puranaiah, instructed Sri Ch.Ram Babu, SI of Police, Jangareddygudem, PS, to prepare false records against them. Further, as per the instructions of SDPO only, the SI of Police, Jangareddygudem PS continued investigation in this case, through the Inspector of Police, Jangareddygudem Circle was very much available. Instructions given by the SDPO, Jangareddygudem, as mentioned above gave scope to suspect his integrity. Accordingly, Sri Ch.Rambabu, the then SI of Police, Jangareddygudem PS prepared false records and case diaries with malafied intention and detained Daggumilli Ganga Raju illegally in the Police Station and finally arrested him by preparing false records against him. Thus, Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem of West Godavari District and now retired from service exhibited reprehensible conduct in giving instructions to the investigating officers in Cr.No.11/2007 u/s 174 Cr.P.C., altered to 302 IPC of Jangareddygudem PS to prepare false records to implicate an innocent person Daggumilli Ganga Raju of Challvarigudem (v) in a murder case.

Sri G.Basava Purnaiah, the then Sub-Divisional Police Officer, Jangareddygudem Sub-Division of West Godavari District now retired from service by his above acts exhibited lack of integrity and devotion to duty and thereby violated Rule 3 of APCS (Conduct) Rules, 1964.

ANNEXURE - III

List of documents by which the article of charges framed against Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem of West Godavari District and now retired are proposed to be sustained.

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1. Letter C.No.42/Ca,p/Adl.SP/WG/2009, dated 10.12.2009 of Addl., S.P., West Godavari District, Eluru
2. Statement of Sri Gandrothu Venkatewara Rao S.o Narsaiah, aged about 56 years, Caste by Kapu, resident of Challavarigudem (v) Jangareddygudem (N) of West Godavari District
3. Statement of Dr.Mandava Bhemeswara Rao S.o Venkata Rao, aged about 33 years caste by Kamma, Govt., Veterinary Doctor at Jangareddygudem and resident of Challavarigudem (V) Jangareddygudem (M) of West Godavari District
4. Statement of Sri Daggumilli Ganga Raju S/o Chandraiah aged about 37 years resident of Mangisettigudem (V) Jangareddygudem (M) of West Godavari District
5. Statement of Smt Reparla Kumari W/o Sarveswara Rao, Cooli, Caste by SC, resident of Mangisettitgudem (v) Jangareddygudem (M) of West Godavari District
6. Statement of Sri Mandava Nageswara Rao S/o Venkata Rao,aged about 36 years caste by Kamma, Buisiness, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
7. Statement of Sri Ghantasala Srinivasa Rao S/o Venkata Rao, aged about 22 years, Caste by Kapu resident of Mangisettitgudem (v) Jangareddygudem (M) of West Godavari District
8. Statement of Smt Madhyahnapu Nag Lakshmi W/o Satyanarayana, aged about 26 years,, Caste by Kapu, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District

9. Statement of Sri Velpuri Srinu S/o Buli Venkaiah, aged about 30 years, caste by SC, Agriculture, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
10. Statement of Sri Satranu Lakshaman Rao, S/o Sessaiah, aged about 50 years caste by Kapu, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
11. Statement of Sri M.Vekateswara Rao S/o Anjanayulu, aged about 43 years Inspector of Police, District Training Centre, Pedavegi of West Godavari District
12. Copy of memo GCR No.14/JRG/2007, Dated 03.12.2007 of DIG of Police, Eluru Range, Eluru issued to Sri G.Basava Purnaiah, SDPO, Jangareddygudem
13. Copy of memo GCR No.14/SDO-J/Addl.SP-Camp/2007, dated 23.10.2007 of Addl., Supdt of Police, West Godavari District, Eluru issued to Sub-Divisional Police Officer, Jangareddygudem
14. Copy of GCR No.14/SDO-J/Addl.SP-Camp/2007, dated 01.10.2007 Sub-Divisional Police Officer, Jangareddygudem
15. Copy of CD File in Cr.No.11/2007 u/s 174 Cr.P.C. altered to 302 IPC of Jangareddygudem PS.

Any other document / documents filed on behalf of prosecution during the course of oral enquiry, if found necessary.

ANNEXURE - IV

List of witnesses by whom the article of charges framed against Sri G.Basava Purnaiah, the then SDPO, Jangareddygudem of West Godavari District and now retired are proposed to be sustained.

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1. Sri S.Madhavachari, the then Addl., SPdt of Police, West Godavari District
2. Sri Gandrothu Venkateswara Rao S/o Marasaioah aged about 56 years, Caste by Kapu resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
3. Dr.Mandava Behemeswara Rao, S/o Venkateswara Rao, aged about 33 years caste by Kamma, Govt., Veterinary Doctor at Jangareddygudem and resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
4. Sri Daggumilli Ganga Raju, S/o Chandraiah aged about 37 years Tractor Driver, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
5. Smt Reparla Kumari W/o Sarveswara Rao, Cooli, Caste by SC, resident of Mangisettigudem (v) Jangareddygudem (M) of West Godavari District
6. Sri Mandava Nageswara Rao S/o Venkateswara Rao, aged about 36 years caste by Kamma, Business, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
7. Sri Ghantasala Srinivasa Rao S/o Venkateswara Rao, aged about 22 years, caste by Kapu, resident of Mangisettigudem (v) Jangareddygudem (M) of West Godavari District

8. Smt Madhyahnapu Nag Lakshmi, W/o Satyanarayana, aged about 26 years, caste by Kapu, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
9. Srio Velpuri Srinu S/o buli Venkaiah, aged about 30 years, caste by SC, Agriculture, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
10. Sri Satranu Lakshmana Rao S/o Sessaiah, aged about 50 years, caste by Kapu, resident of Challavarigudem (v) Jangareddygudem (M) of West Godavari District
11. Sri M.Venkateswara Rao S/o Anjaneyulu, aged about 43 years, Inspector of Police, District Training Center, Pedavegi of West Godavari District

Any other witness / witnesses will be examined on behalf of prosecution during the course of oral enquiry, if found necessary.

T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER